

Rickie Hill

Name

HOSP - PO Box 650

Indian Springs, NV 89070

B7052

Prison Number

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Rickie Hill,
Plaintiff

vs.

J. Rutledge et al,
(AWP) Piccinini,
_____,
_____,
_____,
Defendant(s).

Case No. _____
(Supplied by Clerk of Court)

CIVIL RIGHTS COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

Jury Trial Demand

A. JURISDICTION

1) This complaint alleges that the civil rights of Plaintiff, Rickie Hill,
(print plaintiff's name)

who presently resides at HOSP, were violated by

the actions of the below-named individuals that were directed against Plaintiff at

HOSP on the following dates:
(institution/city where violation occurred)

7-20-20, _____, and _____
(Claim 1) (Claim 2) (Claim 3)

Make a copy of this page to provide the below information if you are naming more than five (5) defendants

2) Defendant J. Rutledge resides at HOSP, and is
 (full name of first defendant) (address of first defendant)
 employed as CO. This defendant is sued in his/her
 (defendant's position and title, if any)
☒ individual ☒ official capacity. (Check one or both.) Explain how this defendant was acting
 under color of law: At all times relevant to this complaint Rutledge
was employed by (NDOC) as a CO

3) Defendant Ruiz resides at HOSP, and is
 employed as Lt.. This defendant is sued in his/her
☒ individual ☒ official capacity. (Check one or both.) Explain how this defendant was acting
 under color of law: Same as #2

4) Defendant Piccinini resides at HOSP, and is
 employed as Associate warden. This defendant is sued in his/her
☒ individual ☒ official capacity. (Check one or both.) Explain how this defendant was acting
 under color of law: Same as #2

5) Defendant _____ resides at _____, and is employed as _____. This defendant is sued in his/her _____ individual _____ official capacity. (Check one or both.) Explain how this defendant was acting under color of law: _____

6) Defendant _____ resides at _____, and is employed as _____. This defendant is sued in his/her _____ individual _____ official capacity. (Check one or both.) Explain how this defendant was acting under color of law: _____

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343(a)(3) and 42 U.S.C. § 1983. If you wish to assert jurisdiction under different or additional statutes, list them below.

42 USC 1985

B. NATURE OF THE CASE

8) Briefly state the background of your case.

My 1-14th constitutional rights were violated by Rutledge, Ruiz & Piccinini

C. CAUSE(S) OF ACTION

CLAIM 1

The following civil rights have been violated: Hill 8th 14th amendments
to the U.S. Constitution were violated.

Supporting Facts: [Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

- 1) At approx. 3:30pm % J. Rutledge - a white man - on or about July 21, 2020 stated to Hill: "I'm A-Symptomatic with COVID-19 if you don't want me to take my mask off and cough into your cell? You better pull your cock out and let me stroke it until it hard." He told Hill how big/sexy ^{HIS DICK WAS -} while stroking it.
- 2) Hill was in fear for his safety 'as an older black man at 54' with underlying health problems' so he allowed it.
- 3) Afterwards Rutledge stated, there's no cameras in this unit so if you snitch, no one will believe your GAY, Black, Jewish ass, and he'll give my families mail, pictures away.
- 4) This was not wanted, or provoked by Hill. This has become the norm at (HOSP) and staff is taking advantage of COVID.
- 5) Hill was discriminated against because he's a GAY/Black/Jew. Rutledge is an ATHEIST, who searched Hill's cell & saw Hill's alternative magazines, and told Hill he hates GAY/BLACK Jews, But love our huge cocks.
- 6) No one of Hill's same protected class group was treated this way by Rutledge in similarly situated incidents

CLAIM continued

The following civil rights have been violated: same as claim 1

Supporting Facts: [Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

on or about 7-21-2020.

7. Rutledge failed to protect Hill, along with Lt. Ruiz, because Ruiz knew of Rutledge's proclivities toward endowed black men, but kept assigning Rutledge to Hill's unit, enabling Rutledge to sexually abuse Hill.
8. Rutledge is about 25 or so.
9. This was cruel and unusual punishment Rutledge subjected Hill to by treating Hill with deliberate indifference.
10. Rutledge knew the risk to Hill's safety, but disregarded the risk, to get his own perverted pleasure.
11. Ruiz is a ^{mexican} veteran Lt. and is liable, because Hill made Ruiz aware of the situation, but Ruiz never addressed it as he promised in "EXHIBIT" A. An inmate request form.
12. Note: in EXH. A Hill wrote it on 7-21-20, Ruiz responded on 8-24-20
13. Ruiz discriminated against me because in a GAF, Black/Jail. Ruiz told me he hates gays. NO one else in Hill's same class group was discriminated against by Ruiz on the dates in

CLAIM 1 continued

The following civil rights have been violated: same as claim 1

Supporting Facts: [Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

question in similarly situated incidents. Ruiz treated hill with Deliberate indifference, by taking over a month to answer hills Kite - inmate request form. This was a form of Cruel & Unusual punishment in and of itself, as hill was reaching out to supervisors to fix this UNEQUAL Treatment, and it seems as if his pleas fell on deaf ears. Leaving hill to have nightmares daily.

14 Associate Warden Piccinini is equally responsible, as it appears after he viewed hill Kite EXH. "A", he must've withheld it for quite some time before designating Ruiz respond to it. Making him liable for Equal protection & Discrimination on the basis of hill being labeled a Black/Gay/Jew. Piccinini knew of hills protected class group 'as he is the grievance coordinator who respond to most of hills grievances. No one else in hills same class group was treated like this by Piccinini in similarly situated incidents on the dates in questions, see EXH. "A" where hill originally sent it to Det. Piccinini. All Defs knew of this well established PRA laws. So they're not eligible for Qualified Immunity. Hill has witnesses to the abuse & was denied grievances.

- 9) Have you filed other actions in state or federal courts involving the **same or similar facts** as involved in this action? Circle one: Yes or No. If your answer is "Yes," describe each lawsuit. (If more than one, describe the others on an additional page answering the following questions.)

- a) Defendants: C. Rawley
- b) Name of court and docket number: USDC 3:15-CV-00038
- c) Disposition (for example, was the case dismissed, appealed or is it still pending?):
Settled \$1,500
- d) Issues raised: PREA
- e) Approximate date it was filed: 1/2015
- f) Approximate date of disposition: 3-9-2020

- 10) Have you filed an action in federal court that was dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted? Circle one: Yes or No. If your answer is "Yes," describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page answering the following questions.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: _____
- b) Name of court and case number: _____
- c) The case was dismissed because it was found to be (circle one): (1) frivolous;
(2) malicious; or (3) failed to state a claim upon which relief could be granted.
- d) Issues raised: _____
- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: N/A
- b) Name of court and case number: _____
- c) The case was dismissed because it was found to be (circle one): (1) frivolous;
(2) malicious; or (3) failed to state a claim upon which relief could be granted.
- d) Issues raised: _____

- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: _____
- b) Name of court and case number: _____
- c) The case was dismissed because it was found to be (circle one): (1) frivolous;
(2) malicious; or (3) failed to state a claim upon which relief could be granted.
- d) Issues raised: N/A

- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

D. REQUEST FOR RELIEF

I believe I am entitled to the following relief: Each defendant pay plaintiff
\$25,000 in damages. In excesses of \$25,000 in punitive
damages.

Injunctive relief that will be given single cell stat-
us, left in the hole w/given a porter job. Tested
twice per month for COVID.

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT. See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

(name of person who prepared or helped
prepare this complaint if not the plaintiff)

Rickie Hill #87052
(signature of plaintiff)

August 27 2020
(date)

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Rickie Hill #87052
Plaintiff,

vs.

J. Rutledge et al
Defendant

: Case No.:

: DECLARATION/AFFIDAVIT FOR ~~CLARIFICATION~~
: ~~ADDITIONAL~~ in support of
: attached 42 USC 1983
:
:
:

I, Rickie Hill, HEREBY DECLARE:

- 1) That I'm the author of this and the attached 42 USC 1983
- 2) That on or about 7-21-2020 I was sexually abused by Def. J. Rutledge by him talking sexually to me while he stroked my penis.
- 3) That I am and all other facts Hill don't have ink to write herein 'stands as enunciated within the attached 42 USC 1983
- 4) That this was witnessed by several inmates.
- 5) That Hill was denied grievance several times
- 6) That Hill has had too many nightmares in-re this reoccurring.
- 7) That this was unwanted/unprovoked by Hill
- 8) That Hill further suffers NAUGHT.

I Declare under the penalty of perjury that the foregoing is true/correct as I've written it to be. Dated Aug. 21 2020

Rickie Hill #87052, HDSP, PO Box 650 Indian Springs NV

CERTIFICATE OF SERVICE

I, Rickie Hill, hereby certify that I am the
petitioner in this matter and I am representing myself in propria persona.

On this 27 day of August, 2020, I served copies
of the 42 USC 1983

in case number: _____ and placed said motion(s) in
U.S. First Class Mail, postage pre-paid:

Address: 333 Las Vegas Blvd, So. Rm 1334, LV. NV 89101

Sent to: CLERK, US Dist. Ct

DECLARATION UNDER PENALTY OF PERJURY

The undersigned declares under penalty of perjury that he is the
petitioner in the above-entitled action, and he, the defendant has read
the above CERTIFICATE OF SERVICE and that the information contained
therein is true and correct. 28 U.S.C. §1746, 18 U.S.C. §1621.

Executed at HOSP
on this 27 day of August, 2020.

[Signature] #87052
DOP#

PETITIONER -- In Proper Person

INMATE REQUEST FORM

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
RICKIE HILL	87052	BB-7	7-21-20

4.) REQUEST FORM TO: (CHECK BOX) ☐ MENTAL HEALTH ☐ CANTEEN
☐ CASEWORKER ☐ MEDICAL ☐ LAW LIBRARY ☐ DENTAL
☐ EDUCATION ☐ VISITING ☐ SHIFT COMMAND
☐ LAUNDRY ☐ PROPERTY ROOM ☐ OTHER AWP

5.) NAME OF INDIVIDUAL TO CONTACT: Piccinini

6.) REQUEST: (PRINT BELOW) ON 7-20-20 % J. Rutledge took his mask off as soon as he read my note on my window advising staff i'd grieve them for not wearing a mask. He denied the grievances, along with % Marciano who Rutledge told him to take off his mask, so i'll be grieving them both. Also they both sexually Abused me' So i'll be filing two PREA lawsuits as well. Marciano refused to sign my kites

7.) INMATE SIGNATURE [Signature] DOC # 87052

8.) RECEIVING STAFF SIGNATURE [Signature] DATE 21 JULY 2020

9.) RESPONSE TO INMATE

THIS OFFICER NO LONGER WORKS FOR THE NDOC, BUT I WILL ADDRESS ALL STAFF ABOUT THIS.

10.) RESPONDING STAFF SIGNATURE [Signature] DATE 8/24/20

too. WMPD Sheriff Ordered all police/%s to wear mask. PLEASE ENFORCE it.